## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln, Of: BANISTER

Serial No.: 10/786,718

Filed: February 24, 2004

For: PULSE ACTIVATED ACTUATOR PUMP SYSTEM

Group: 3746 Confirmation No. 2762

Attorney Docket: MEDIPACS 04.03

materiality concept which depends on subjectivity.

MAIL STOP AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

In connection with the above-entitled matter, Applicant wishes to bring to the attention of the Patent Office prior art received in connection with an Office Action issued in a related U.S. application of the Applicant. Attached is U.S. Patent Office Form PTO-1449, including a copy of the Office Action. Applicant is not submitting copies of the U.S. Patent reference/U.S. Patent Publications as the office waived the requirement. The claims in the present application are believed to be patentably distinguished over these references. This Information Disclosure Statement is being made pursuant to the duty of disclosure imposed by law and formulated in 37 CFR 1.56(A). No representation is made that the information thus disclosed in fact constitute prior art or that it is the closest prior art, inasmuch as 37 CFR 1.56(A) relies on a

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Serial No. 10/786,718
Docket No. MEDIPACS 04.03
Supplemental Information Disclosure Statement

In compliance with the requirement of 37 CFR § 1.98, as a concise statement of relevance, as it is presently understood by the individual designated in 37 U.S.C. §1.56(c) most knowledgeable about the content of the information, the undersigned attorney of record submits a copy of the Office Action by a U.S. Examiner in which the references were cited. The relevance to the pending U.S. patent application is that the references were cited in a related U.S. patent application on the same subject matter. However, no independent analysis of the reference, the accuracy of the statement of the U.S. Examiner or the claims of the U.S. application under the laws of the country or the United States relative to the subject matter claimed in the present application has been made; the present understanding of the contents thereof by the undersigned being based on the U.S. Examiner's comments submitted therewith.

The enclosed Supplemental Information Disclosure Statement is being submitted within three months of the receipt of the Office Action in the related application, as certified in the attached certification.

In the event there are any fee deficiencies or additional fees are payable, please charge them (or credit any overpayment) to our Deposit Account Number 08-1391

Respectfully submitted,

Norman P. Soloway Attorney for Applicant

Reg. No. 24,315

## CERTIFICATE OF ELECTRONIC FILING

I hereby certify that this correspondence is being deposited with the United States Patent Office via the electronic filing procedure on  $\frac{15 - 2 \delta / O}{1000}$ .

NPS: ps

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